

Notice of Allowability

Application No.

10/034,896

Examiner

Connie C. Yoha

Applicant(s)

HUFFMAN ET AL.

Art Unit

2818

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 9/2/03.
2. ☒ The allowed claim(s) is/are 2-16.
3. ☒ The drawings filed on 28 December 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: _____.
5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
 - (a) ☐ The translation of the foreign language provisional application has been received.
6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No. _____.
 - (b) ☐ including changes required by the proposed drawing correction filed _____, which has been approved by the Examiner.
 - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the margin according to 37 CFR 1.121(d).

9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|---|
| 1 <input type="checkbox"/> Notice of References Cited (PTO-892) | 5 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2 <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6 <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____ |
| 3 <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No. _____ | 7 <input type="checkbox"/> Examiner's Amendment/Comment |
| 4 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | 8 <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9 <input type="checkbox"/> Other |

Connie Yoha
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DETAILED ACTION

Response to Arguments

1. Examiner took notice of the remarks and amendments made by applicant filed on 9/2/03.

Response to Amendment

2. This office action is in response to Amendment filed on 9/2/03.

Claim 2, 12, 13 and 16 are amended.

Claims 1 and 17 are canceled.

Claims 18-20 are non-elected claims therefore are also canceled.

3. Claims 2-16 are pending.

Allowable Subject Matter

4. Claims 2-16 are allowed.

5. Claims 2-16 are considered allowable since prior art made of record and considered pertinent to the applicant's disclosure does not teach or suggest the claimed limitations having a micromirror device having a memory cell with a polysilicon-to-substrate storage capacitor with a mirror address node connected to an output of the memory cell; a mirror superstructure electrically connected to the memory cell and reset electrodes positioned by the mirror superstructure. Prior also does not disclose the reset electrodes comprising a "reset" and "reset bar" electrode steady state values are set at +20 and -15 volts, respectively; the "reset" and "reset bar" electrodes are switched to -15V and +20 Volts, respectively, to reset the micromirror mirrors; the "reset" and "reset bar" electrodes are switched to +5 volts and 0 volts, respectively, to

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set the mirrors to their new state; the mirror is addressed at 0 volts to rotate the mirror – 10 degree OFF; and the mirror is addressed at +5 volts to rotate the mirror +10 degree ON.

Conclusion

6. Any inquiry concerning this communication should be directed to Connie Yoha whose telephone number is (703) 306-5731. However, please note, a new telephone number after January 8, 2004 will be (571) 272-1799. The examiner can normally be reached on Monday-Thursday from 8:00 A.M. to 5:30 PM.

7. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Nelms, can be reached on (703) 308-4910. The fax phone number for this Group is (703) 872-9306. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-0956.



C.Yoha

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Connie C. Yoha

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